



**HON. SYLVIA O. HINDS-RADIX**  
*Corporation Counsel*

**THE CITY OF NEW YORK**  
**LAW DEPARTMENT**  
100 CHURCH STREET  
NEW YORK, NY 10007

**MARTHA NIMMER**  
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October 20, 2023

**VIA ECF**

Hon. Paul G. Gardephe  
Southern District of New York  
40 Foley Square  
New York, NY 10007

Re: *S.W. v. New York City Dep't of Educ.*, 23-cv-20 (PGG)(SDA)

Dear Judge Gardephe:

I am a Special Assistant Corporation Counsel in the office of Corporation Counsel, the Hon. Sylvia O. Hinds-Radix, attorney for Defendant in the above-referenced action, wherein Plaintiff seeks solely attorneys' fees, costs and expenses for legal work on an administrative hearing under the Individuals with Disabilities Education Act, 20 U.S.C. §1400, *et seq.*, as well as for this action.

I write to respectfully request that the October 26, 2023 conference be adjourned to December 7, 2023. Plaintiff consents to this request. This is the seventh request to adjourn the conference. The first request was made on April 5, 2023 and granted on April 7, 2023. The second request was made on May 5, 2023 and granted on May 8, 2023. The third request was made on June 9, 2023 and granted on June 13, 2023. The fourth request was made on July 17, 2023 and granted by Your Honor the same day. The fifth request was made on August 16, 2023 and granted by Your Honor on August 21, 2023. The last request was made on September 27, 2023 and granted by Your Honor on September 29, 2023.

The parties have been actively engaged in settlement discussion, and hope that the requested adjournment will allow the parties to settle this matter without further burden on the Court's time.

Accordingly, Defendant respectfully requests that the October 26, 2023 conference be adjourned to December 7, 2023.

Thank you for considering this request.

Respectfully submitted,

/s/

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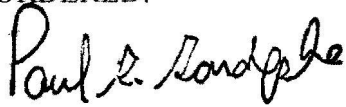
Martha Nimmer, Esq.  
Special Assistant Corporation Counsel

cc: Kevin Mendillo, Esq. (via ECF)

**MEMO ENDORSED:**

**The conference scheduled for Thursday,  
October 26, 2023, is adjourned to Thursday,  
December 7, 2023 at 10:00 a.m.**

SO ORDERED.



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Paul G. Gardephe  
United States District Judge  
Date: October 23, 2023